

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

COMMITTEE ON FISH, WILDLIFE AND PARKS

Call to Order: Chair Kelly Flynn, on February 19, 2015 at 3:00 PM, in Room 152 Capitol

ROLL CALL

Members Present:

Rep. Kelly Flynn, Chair (R)
Rep. Jean Price, Vice Chair (D)
Rep. Jeffrey W. Welborn, Vice Chair (R)
Rep. Bob Brown (R)
Rep. Rob Cook (R)
Rep. Virginia Court (D)
Rep. Clayton Fiscus (R)
Rep. Tom Jacobson (D)
Rep. Ed Lieser (D)
Rep. G. Bruce Meyers (R)
Rep. Andrew Person (D)
Rep. Randall Pinocci (R)
Rep. Ray L. Shaw (R)
Rep. Bridget Smith (D)
Rep. Kerry White (R)

Members Excused:

Rep. Kirk Wagoner (R)
Rep. Stephanie Hess (R)
Rep. Zach Brown (D)
Rep. Mark Noland (R)

Members Absent: None

Staff Present: Jason Mohr, Legislative Branch
Jennifer Petersen, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary: Executive Action

00:00:00 Chair Flynn, Recess
00:19:33 Chair Flynn, Reconvene

EXECUTIVE ACTION ON HB 450

00:19:56 **Motion:** Rep. Wagoner moved that **HB 450 DO PASS.**

Discussion:

00:20:24 Rep. White
00:20:50 Rep. Z. Brown
00:21:06 Rep. Pinocci
00:21:13 Rep. B. Brown
00:21:36 Rep. Court

00:21:43 **Vote:** Motion carried 12-7 by roll call vote with Rep. Z. Brown, Rep. Court, Rep. Jacobson, Rep. Lieser, Rep. Person, Rep. Price and Rep. B. Smith voting no. Rep. Jacobson and Rep. Noland voted by proxy.

00:23:11 Chair Flynn

EXECUTIVE ACTION ON HB 278

Recap from Subcommittee:

00:23:57 Rep. Shaw
00:24:47 Chair Flynn
00:25:00 Vice Chair Price
00:25:08 *Rep. Jacobson returns*
00:26:11 Chair Flynn
00:26:26 Vice Chair Price
00:26:30 Rep. White
00:27:08 Rep. Hess
00:27:40 Rep. Court
00:28:14 Rep. Person
00:28:52 Rep. Shaw
00:31:51 Chair Flynn

00:33:00 **Motion:** Rep. Welborn moved that **HB 278 DO PASS.**

00:33:27 Chair Flynn

EXHIBIT(fih38a01)

00:34:58 Rep. Cook
00:35:19 Chair Flynn
00:36:01 Rep. Fiscus
00:36:27 Rep. White
00:38:03 Chair Flynn

00:38:38 **Motion:** Rep. Welborn moved that **HB 278 BE AMENDED.**
EXHIBIT(fih38a02)

00:38:49 Rep. Shaw
00:39:11 Jason Mohr, LSD
00:39:29 Rep. Court

00:39:41 **Vote:** Motion carried 16-2 by voice vote with Rep. Cook and Rep. Fiscus voting no. Rep. Noland was excused.

00:40:30 **Motion:** Rep. Welborn moved that **HB 278 BE AMENDED.**
EXHIBIT(fih38a03)

00:40:43 Jason Mohr, LSD
00:41:01 Chair Flynn

00:41:05 **Vote:** Motion carried 17-2 by voice vote with Rep. Cook and Rep. Fiscus voting no. Rep. Noland voted by proxy.

00:41:58 **Motion:** Rep. Welborn moved that **HB 278 BE AMENDED.**
EXHIBIT(fih38a04)

00:42:08 Jason Mohr
00:42:22 Rep. Fiscus
00:42:42 Chair Flynn

00:42:47 **Vote:** Motion carried 13-5 by voice vote with Rep. Court, Rep. Fiscus, Rep. Hess, Rep. Pinocci and Rep. B. Smith voting no. Rep. Noland was excused.

00:43:52 **Motion:** Rep. Welborn moved that **HB 278 BE AMENDED.**
EXHIBIT(fih38a05)

00:44:03 Jason Mohr, LSD
00:44:28 Rep. Jacobson
00:44:32 Rep. White
00:45:05 Rep. Person
00:45:42 Rep. Jacobson
00:47:05 Rep. Fiscus
00:47:51 Chair Flynn
00:48:42 Rep. Z. Brown
00:48:57 Chair Flynn

00:49:08 **Vote:** Motion carried 10-9 by roll call vote with Rep. B. Brown, Rep. Cook, Rep. Fiscus, Rep. Jacobson, Rep. Noland, Rep. Pinocci, Rep. B. Smith, Rep. Wagoner and Rep. Welborn voting no. Rep. Noland voted by proxy.

00:50:49 **Motion:** Rep. Welborn moved that **HB 278 BE AMENDED.**
EXHIBIT(fih38a06)

Discussion:

00:51:25 Jason Mohr, LSD
00:51:35 Rep. Person
00:52:51 Chair Flynn

00:53:22 Rep. White
 00:54:18 Chair Flynn
 00:54:42 Rep. White
 00:54:51 Rep. Person
 00:55:39 Rep. Fiscus
 00:55:51 Rep. Person
 00:55:54 Rep. Fiscus
 00:56:01 Rep. Person
 00:56:21 Chair Flynn
 00:56:24 Rep. Fiscus
 00:56:31 Rep. Person
 00:56:45 Chair Flynn

00:56:58 **Vote:** Motion failed 2-16 by voice vote with Rep. Meyers and Rep. Pinocci voting aye. Rep. Noland was excused.

00:58:06 **Motion:** Rep. Welborn moved that **HB 278 BE AMENDED.**

EXHIBIT(fih38a07)

Discussion:

00:58:14 Jason Mohr, LSD
 00:58:29 Chair Flynn
 00:58:39 Rep. White
 00:59:26 Rep. Lieser
 00:59:39 Chair Flynn
 00:59:55 Jim Kropp, Fish, Wildlife and Parks (FWP)
 01:00:14 Rep. Lieser
 01:00:30 Jim Kropp, FWP

01:00:52 **Vote:** Motion carried unanimously by voice vote. Rep. Noland voted by proxy.

01:01:14 **Motion:** Rep. Welborn moved that **HB 278 DO PASS AS AMENDED FIVE TIMES.**

01:01:24 **Substitute Motion/Vote:** Rep. Wagoner moved that **HB 278 BE TABLED.**
 Motion carried 12-7 by roll call vote with Rep. Flynn, Rep. Jacobson, Rep. Meyers, Rep. Noland, Rep. Price, Rep. Shaw and Rep. White voting no. Rep. Noland voted by proxy.

01:03:31 Chair Flynn

EXECUTIVE ACTION ON HB 351

01:04:14 **Motion:** Rep. Jacobson moved that **HB 351 DO PASS.**

Discussion:

01:07:23 Chair Flynn
 01:07:30 Rep. Fiscus
 01:08:54 Chair Flynn

01:10:03 Jim Kropp, Fish, Wildlife and Parks (FWP)
 01:12:49 Chair Flynn
 01:12:55 Rep. B. Brown
 01:14:00 Rep. Jacobson
 01:15:07 Rep. Court
 01:16:17 Chair Flynn
 01:16:20 Rep. Smith
 01:16:29 Chair Flynn
 01:16:41 Jim Kropp, FWP
 01:16:48 Chair Flynn
 01:16:52 Rep. Fiscus

01:17:14 **Vote:** Motion failed 8-11 by roll call vote with Rep. B. Brown, Rep. Court, Rep. Hess, Rep. Jacobson, Rep. Lieser, Rep. Noland, Rep. Person and Rep. B. Smith voting aye. Rep. Noland voted by proxy.

01:18:40 **Motion/Vote:** Rep. White moved that **HB 351 BE TABLED**. Motion carried 18-0 by voice vote. Rep. Noland was excused.

EXECUTIVE ACTION ON HB 495

01:19:18 **Motion/Vote:** Rep. Meyers moved that **HB 495 BE TABLED**. Motion carried unanimously by roll call vote. Rep. Noland voted by proxy.

EXECUTIVE ACTION ON HB 263

01:21:06 **Motion:** Rep. White moved **TO RECONSIDER ACTION ON HB 263**.
[EXHIBIT\(fih38a08\)](#)

Discussion:

01:21:50 Chair Flynn
 01:22:19 Jason Mohr, LSD
 01:22:48 Chair Flynn
 01:23:07 Rep. White
 01:26:55 Chair Flynn
 01:27:16 Rep. Wagoner
 01:27:22 Chair Flynn
 01:27:30 Rep. Wagoner
 01:27:43 Chair Flynn

01:28:01 **Vote:** Motion carried 10-9 by roll call vote with Rep. Z. Brown, Rep. Cook, Rep. Court, Rep. Fiscus, Rep. Jacobson, Rep. Lieser, Rep. Person, Rep. B. Smith and Rep. Wagoner voting no. Rep. Noland voted by proxy.

Discussion:

01:29:33 Rep. White
 01:30:26 Rep. Smith
 01:31:04 Rep. Meyers

01:31:40 Rep. Lieser

01:32:16 Rep. Cook

01:33:34 **Motion:** Rep. White moved that **HB 263 DO PASS.**

Discussion:

01:33:55 Rep. Price

01:34:21 Rep. Z. Brown

01:35:29 Chair Flynn

01:35:36 Rep. Fiscus

01:37:00 Rep. Meyers

01:37:44 **Vote:** Motion failed 8-11 by roll call vote with Rep. B. Brown, Rep. Flynn, Rep. Hess, Rep. Noland, Rep. Pinocci, Rep. Shaw, Rep. Welborn and Rep. White voting aye. Rep. Noland voted by proxy.

01:39:10 **Motion/Vote:** Rep. Court moved that **HB 263 BE TABLED.** Motion carried 18-0 by voice vote. Rep. Noland was excused.

01:39:26 Rep. White

01:39:44 Chair Flynn

ADJOURNMENT

Adjournment: 01:40:22

Jennifer Petersen, Secretary

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Additional Documents:

EXHIBIT([fih38aad.pdf](#))